

8021686  
Tx: 4013344

## RECEIVED AND RECORDED

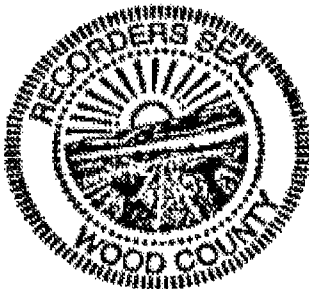
**202216000**  
**JAMES P. MATUSZAK RECORDER**  
**WOOD COUNTY, OH**  
**REC Fee:62.00**

Instrument Number: 202216000

Number of Pages: 6

Recording Date and Time: 12/14/2022 10:12:10AM

I hereby acknowledge that this instrument was RECEIVED  
and RECORDED on the date stamped above in the  
OFFICIAL PUBLIC RECORDS of the RECORDER  
Wood County, Ohio.



A handwritten signature in dark ink, appearing to read "James P. Matuszak", with a long horizontal line extending to the right.

**James P. Matuszak,**  
Recorder  
Wood County Ohio

**This cover page is PAGE 1 of your document and is part of the Official Public Record.**

To be recorded with Deed  
Records - ORC § 317.08

### AMENDED ENVIRONMENTAL COVENANT

This Amended Environmental Covenant is entered into by Perrysburg Land Holding, LLC ("Owner") and the Ohio Environmental Protection Agency ("Ohio EPA") pursuant to Ohio Revised Code ("ORC") §§ 5301.80 to 5301.92 for the purpose of subjecting the Property to the activity and use limitations set forth herein.

Whereas, on September 13, 2022, Owner recorded the first Environmental Covenant with the Wood County Recorder's Office. **As filed in Official Record 202212506.**

Whereas, on October 14, 2022, Owner notified Ohio EPA of typos and missing exhibit required by Section 5.C. of the September 13, 2022, Environmental Covenant and requested an Amended Environmental Covenant.

Whereas, this Amended Environmental Covenant modifies the second (2<sup>nd</sup>) "whereas clause" on Page 2, detailing the work done under the approved Closure Plan and support for an Environmental Covenant, to include reference to Exhibit B, and strike "Exhibit A."

Whereas, this Amended Environmental Covenant modifies Section 5.C. Excavation Notice Provision to include reference to Exhibit B, and strike "Exhibit 1 or A."

Whereas, no other sections of the September 13, 2022, Environmental Covenant are modified.

**Recordation.** Within thirty (30) days after the date of the final required signature upon this Amended Environmental Covenant, Owner shall file this Amended Environmental Covenant for recording, in the same manner as a deed to the Property, with the County Recorder's Office.

**Effective Date.** The effective date of this Amended Environmental Covenant shall be the date upon which the fully executed Amended Environmental Covenant has been recorded as a deed record for the Property with the County Recorder.

The undersigned represents and certifies that the undersigned is authorized to execute this Amended Environmental Covenant.

IT IS SO AGREED:

Perrysburg Land Holding, LLC.

Robert A Latham  
Signature of Owner

Robert A Latham President,  
Printed Name and Title

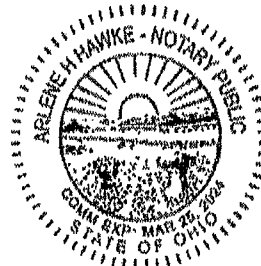
11/3/22  
Date

State of Ohio )  
County of Clark ) ss:


Before me, a notary public, in and for said county and state, personally appeared Rob Latham, a duly authorized representative of Perrysburg Land Holding, who acknowledged to me that [he/she] did execute the foregoing instrument on behalf of Perrysburg Land Holding.

IN TESTIMONY WHEREOF, I have subscribed my name and affixed my official seal this 3<sup>rd</sup> day of Nov, 2022.

Arlene Hawke  
Notary Public



OHIO ENVIRONMENTAL PROTECTION AGENCY

  
\_\_\_\_\_  
Laurie A. Stevenson, Director  
Mark S. JOHNSON FOR  
Laurie A. Stevenson, Director

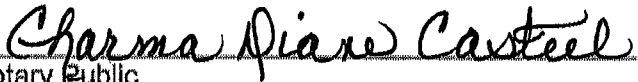
11/16/2022  
Date

State of Ohio       )  
                              )  
County of Franklin )       ss:

Before me, a notary public, in and for said county and state, personally appeared ~~MARK S. JOHNSON~~ <sup>he</sup> Laurie A. Stevenson, the Director of Ohio EPA, who acknowledged to me that she did execute the foregoing instrument on behalf of Ohio EPA.

IN TESTIMONY WHEREOF, I have subscribed my name and affixed my official seal this 16<sup>th</sup> day of NOV, 2022.



  
\_\_\_\_\_  
Notary Public

CHARMA DIANE CASTEEL  
NOTARY PUBLIC  
STATE OF OHIO  
MY COMMISSION EXPIRES  
May 10, 2024

This instrument prepared by:

Sarah M. Miles  
Staff Attorney, Office of Legal Services, Ohio EPA  
50 West Town Street  
Columbus, OH 43215

**EXHIBIT B**

A parcel of land in River Tract 66, Town 1, United States Reserve in Perrysburg Township, Wood County, Ohio, which is bounded and described as follows:

**Commencing** at the Southeast corner of said River Tract 66;

Thence Northerly along the Easterly property line of a parcel of land recorded in Official Record 3504, Page 229 in the Wood County Recorders Office, said parcel of land also being known as 13010 Eckel Junction Road, Perrysburg, Ohio, for a distance of 442.00 feet, more or less;

Thence Southerly for a distance of 95.00 feet, more or less, to the Southeasterly corner of 40 feet by 40 feet square area known as the "NOTICE REQUIRED FOR EXCAVATION AREA", said corner also being the **Point of Beginning**;

Thence Southerly for a distance of 40.00 feet, more or less, to a point located at the Southwesterly corner of said **AREA**;

Thence Northerly for a distance of 40.00 feet, more or less, to a point located at the Northwesterly corner of said **AREA**;

Thence Easterly for a distance of 40.00 feet, more or less, to a point located at the Northeasterly corner of said **AREA**;

Thence Southerly for a distance of 40.00 feet, more or less, to the **Point of Beginning**.

Said **AREA** containing 1600.00 square feet, more or less, and within Auditors Parcels No. Q61-100-654406005000.

Prepared by Thomas H. Yurysta, P.E.

